

Docket No.: TUC9-1997-0006 US2

September 9, 2005

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SEP 09 2005

Re: Applicant(s): Basham et al.
Assignee: International Business Machines Corporation
Title: DUAL PURPOSE MEDIA DRIVE PROVIDING CONTROL
PATH TO SHARED ROBOTIC DEVICE IN AUTOMATED
DATA STORAGE LIBRARY
Serial No.: 09/853,557
Examiner: T. R. PEYTON Filed: 5/10/2001
Docket No.: TUC9-1997-0006 US2 Group Art Unit: 2182

Dear Sir:

Transmitted herewith are the following documents in the above-identified application:

- (1) This Transmittal Letter (in duplicate); and
- (2) Response To Non-Final Office Action (3 pages); and
- (3) Petition For Extension Of Time (1 page); and
- (4) Terminal Disclaimer (2 pages).



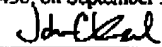
No additional fee is required.

The fee has been calculated as shown below:

CLAIMS AS AMENDED

	Claims Remaining <u>After Amendment</u>		Highest No. Previously <u>Paid For</u>		Present <u>Extra</u>	<u>Rate</u>		Additional <u>Fee</u>
Total Claims	33	Minus	33	=	0	x \$18.00	\$	0
Independent Claims	13	Minus	13	=	0	x \$84.00	\$	0
<input type="checkbox"/>	Fee of _____ for the first filing of one or more multiple dependent claims per application						\$	0
<input checked="" type="checkbox"/>	Fee for Terminal Disclaimer						\$	<u>130.00</u>
<u>Total additional fee for this Amendment:</u>							\$	<u>130.00</u>
<input checked="" type="checkbox"/>	Conditional Petition for Extension of Time: If an extension of time is required for timely filing of the enclosed document(s) after all papers filed with this transmittal have been considered, an extension of time is hereby requested.							<u>1020.00</u>
<input checked="" type="checkbox"/>	Please charge our Deposit Account No. 09-0449 in the amount of						\$	<u>1150.00</u>
<input checked="" type="checkbox"/>	Also, charge any additional fees required and credit any overpayment to our Deposit Account No. 09-0449.							
Total:							\$	<u>1150.00</u>

I hereby certify that this correspondence is being faxed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA,
22313-1450, on September 9, 2005.



Signature

9/9/05

Date of Signature

Respectfully submitted,



John C. Kennel
Attorney for Applicants
Reg. No. 48,562
Phone: (520) 799-5793
Facsimile: (520) 799-5551

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Basham et al.
Assignee: International Business Machines Corporation
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ROBOTIC DEVICE IN AUTOMATED DATA STORAGE LIBRARY
Serial No.: 09/853,557 Filed: 05/10/2001
Examiner: T. R. PEYTON Group Art Unit: 2182
Docket No.: TUC9-1997-0006 US2

September 9, 2005

FEE AMENDMENT
COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

This paper is responsive to the Office Action dated March 9, 2005 (the "Office Action"), having a shortened statutory period expiring on June 9, 2005. Accompanying this response is a Petition under 37 C.F.R. § 1.136 for a three-month extension of time, setting a new time for response of September 9, 2005. Further examination and reconsideration are respectfully requested in view of the remarks set forth below.